

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: SOLOMON=1R

In re Application of:) Conf. No.: 3910
Beka SOLOMON)
Appln. No.: 09/441,140) Art Unit: 1649
Filed: November 16, 1999) Examiner: K. Ballard
For: PREVENTION OF PROTEIN) Washington, D.C.
AGGREGATION) May 10, 2010
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)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, Mail Stop AF
401 Dulany Street
Alexandria, VA 22314

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated December 10, 2009, of the Primary Examiner. The claims appealed are claims 177 and 210-228.

The item(s) checked below are appropriate:

Small Entity Status: Applicant(s) claim small entity status. See 37 CFR 1.27.
 The fee has been calculated as shown below:
 \$540.00
 \$270.00 (small entity)
 Not required (fee paid in prior appeal)
 Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
[] First - \$ 65.00	[] First - \$ 130.00
[] Second - \$245.00	[XX] Second - \$ 490.00
[] Third - \$555.00	[] Third - \$1110.00
month after time period set	month after time period set

[X]Less fees (\$490.00) already paid for 2 months extension of time on May 10, 2010.

Credit Card Payment online, authorizing the amount of \$540.00.
 Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

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